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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RICOH COMPANY LTD.,

Plaintiff,

vs.

AEROFLEX INCORPORATED, ET AL.

Defendants

)
) Case No.: C-03-4669-MJJ (EMC)
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)
)

) **RICOH'S REPLY TO ANSWER AND**
) **COUNTERCLAIMS OF DEFENDANT**
) **MATROX INTERNATIONAL CORP. TO**
) **AMENDED COMPLAINT FOR PATENT**
) **INFRINGEMENT**
)

Plaintiff Ricoh Company, Ltd. ("Rico") for its Reply to the Answer and Counterclaims of Defendant Matrox International Corp. To Amended Complaint For Patent Infringement (hereinafter "Amended Answer and Counterclaim of Matrox Int'l"), alleges as follows:

1 1. Paragraphs 1-66 of the Answer and Counterclaim of Matrox Int'l do not require a
2 response; nevertheless and to the extent necessary, Plaintiff Ricoh asserts all defenses and affirmation
3 defenses available to it, including but not limited to failure to state a claim upon which relief can be
4 granted and lack of subject matter jurisdiction.

5 2. Plaintiff Ricoh admits the allegations of paragraph 67 of the Answer and Counterclaim
6 of Matrox Int'l.

7 3. Plaintiff Ricoh admits the allegations of paragraph 68 of the Answer and Counterclaim
8 of Matrox Int'l.

9 4. With respect to paragraph 69 of the Answer and Counterclaim of Matrox Int'l, Ricoh
10 admits there is a justicable controversy insofar as the counterclaims relate to claims 13-17 of the '432
11 Patent but denies there is a justicable controversy to the extent any of the counterclaims relate to any
12 of the other claims of the '432 Patent and further states that the Court lacks jurisdiction with respect to
13 such counterclaims.

14 5. Plaintiff Ricoh admits this Court has personal jurisdiction over Ricoh and otherwise
15 denies the allegations of paragraph 70 of the Answer and Counterclaim of Matrox Int'l.

16 6. Plaintiff Ricoh admits venue is proper in this district and otherwise denies the
17 allegations of paragraph 71 of the Answer and Counterclaim of Matrox Int'l.

18 7. Plaintiff Ricoh admits the allegations of paragraph 72 of the Answer and Counterclaim
19 of Matrox Int'l insofar as they relate to claims 13-17 of the '432 Patent but denies there is a justicable
20 controversy as to any of the other claims of the '432 Patent and the Court therefore lacks jurisdiction
21 with respect to such other claims.

22 8. In response to paragraph 73 of the Answer and Counterclaim of Matrox Int'l, Plaintiff
23 Ricoh incorporates its responses to paragraph 67-71 of the Answer and Counterclaim of Matrox Int'l
24 as if fully set forth herein, denies the allegations in paragraphs 58-66 of the Answer and Counterclaim
25 of Matrox Int'l; and notes there are no allegations requiring response in paragraph 1-57 of the Answer
26 and Counterclaim of Matrox Int'l but nevertheless and to the extent necessary, admits or denies or
27 denies information and belief sufficient to form a belief, as appropriate, as to any statements therein.
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1 that Matrox Int'l has infringed the '432 Patent;

2 that Matrox Int'l, its agents, employees, representatives, successors, and assigns and those
3 acting, or purporting to act, in privity or in concert with Matrox Int'l, be preliminarily and
4 permanently enjoined from further infringement of the '432 Patent;

5 that Matrox Int'l account for and pay to Ricoh all damages under 35 U.S.C. § 284, including
6 enhanced damages, caused by the infringement of the '432 Patent, and attorneys' fees pursuant to 35
7 U.S.C. § 285;

8 that Ricoh be granted pre-judgment and post-judgment interest on the damages caused to it by
9 reason of Matrox Int'l's infringement of the '432 Patent;

10 that Matrox Int'l's Counterclaim be dismissed with prejudice;

11 that costs be awarded to Ricoh; and
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1 that Ricoh be granted such other and further relief as the Court may deem just and proper
2 under the current circumstances.

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4 Dated: May 17, 2004

Respectfully submitted,
Ricoh Company, Ltd.

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6 By: /s/ Kenneth Brothers

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